(21)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 1612 of 2007.

PETITIONER : Avinash Kumar Sidar, S/o Shri Janak Ram Sidar, Aged about 34 ears, Assistant Teacher Primary School Tendudhar Block – Sarangarh Distt. Raigarh (C.G.)

VERSUS

RESPONDENTS : 1. State of Chhattisgarh, Through : Secretary Tribal Welfare Department, D.K.S.Bhawan, Raipur (C.G.)

2. District Education Officer Distt. Raigarh (C.G.)

3. Assistant Commissioner Tribal Welfare Department Distt. Raigarh (C.G.)

4. Block Education Officer Block Sarangarh Distt. Raigarh (C.G.)

Present: Shri Sanjay Patel, Advocate for the petitioner.
Shri Ajay Dwivedi, Panel Lawyer for the State/respondents.

ORDER
(Passed on 20th March 2007)

1. Learned counsel appearing for the petitioner as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation,**

Durg and another {2006 (II) MPJR-CG 96}, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioner has acquired B.T.I.. Examination Certificate on his own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether he has been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit